

S.B.Cr.Misc. Second Bail App. No.4249/2007

(Purushottam Singh vs. State of Rajasthan)

Date of order : September 03, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Shambhoo Singh, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.

This is second bail application filed by the present petitioner.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and the challan papers.

It is contended by the learned counsel for the petitioner that a sum of Rs.15 lac has been withdrawn by a cash credit voucher by the signature of V.D.Kaushik, the Bank Manager and after investigation, the police kept the investigation pending against V.D.Kaushik, the Bank Manager. Even in the statement of V.D.Kaushik, the Bank Manager, he has not disputed the signature on the said cash credit voucher.

Be that as it may, the investigation has been concluded so far as petitioner is concerned. The offence is triable by the Court of Judicial Magistrate and the petitioner is in custody since 24.5.2007.

Having considered the totality of facts and circumstances

of the case and taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Purushottam Singh s/o Girdhari Singh Rathore be released on bail in FIR No.229/2007, P.S. Rajnagar Distt. Rajsamand provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-